App F IX 4

Previous References 1946 47 (ml)

File No 126-46

Serial Nos 2, 25

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

-120-

Part B for April 47

SUBJECT

Petition of M/s M. K. Subbaraah Chetty Merchant and Commission Agent mysore for the Grant of a Vacant land measuring 20x31 between his site and the Bhavasara Kshatriya Social Institute in Devaraja Mohalla - Mysore -

Ends L13790 9/10 4.47

Granted to M/s M. K. Subbaraah

Late Govt Government cannot interfere in the matter.

G R S III—3]

ROUTINE NOTES

[To be used only for notes, requisitions, etc., not intended for permanent record.]

1332 / 1709

Telegram given over to Mr. [illegible] Lowande, Trust merchant, whose request to withhold approval to the grant of 20 Sites granted to Bahujana Kshatriya Sevaka, with the approval by the Trust Board, as the matter is [illegible] Govt.—

1) Revenue Secretary's order "Reference" Under G.O. No.

2) No reference on the subject is traceable

3) A memo called for as the short is [illegible]

4) After the petitioner's telegram have been received from the same person & [illegible]

Mr. [illegible]

N.I.—Should routine notes be written in small slips the notes must be copied or slips pasted on this form

WD 0873—C I B 9 000—20 11 4

1338 / 1709 / 11663

5) The Government Solicitor is further

2/9 requested that there are no reports received on the subject from the charities, etc. dependent Trust Board. A report will be called for from them when it is approved

6) Yes Board 3/9/46.

3/9 Mrs

7) Secretary

L 3317/p & 6 9 46

TYPING SECTION
6 SEP 1946
CON & REV SECTT

The Charities, etc. Trust Board
Call for return
L 10846
8/2/47

1663 to 7682

From The Chairman C S T Board - Mysore
B 3 C S 4 73/66-67 dt 26-2-67

Sub a copy of the note re the vacant site between the M C Subramanya Block and the Bhavasara Kshatriya Social Institute - in Devaraja Mohalla - Mysore

1) The request of Mr M C Subramanya the applicant is that the vacant land measuring 20' x 36', between his site and the Bhavasara Kshatriya Social Institute in Devaraja Mohalla, Mysore be granted to him

2) It is seen that the land in question belongs to the Trust Board, Mysore, which has decided to give this site of land to the above Social Institute, as it was more useful and necessary for their buildings

3) The applicant has stated that the work of collecting cart tax on the land under reference was leased out to him by

the Municipality and that by the sale of this land otherwise, he has sustained heavy loss and that in order to make up this loss, he was promised this 20 feet of land The Chairman has reported that all this is not true and that the land was not leased out to him nor was it promised to him at any time

8646/1213

4) As the party has stated that he would approach Civil Court in the matter, further developments will be awaited

5) Refer para 1 supra

6/3/47 6) The report received from the Chairman, Improvement Trust Board Anupgarh is forwarded herewith. It is seen that no permanent structures stated therein, no action is called for An endorsement will be issued to the petitioner to the effect that the Govt cannot interfere in the matter

24/3 Cannot interfere in the matter

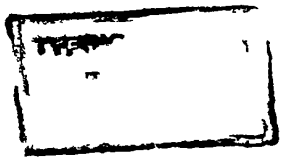
Revised 8/3/47

An endorsement may be issued to the party stating that Govt cannot interfere in the matter

Addl C (N) 20/3

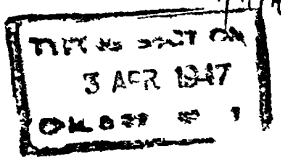
OFFICE OF THE MINISTER FOR EDUCATION & P.W.
Date 21 3 47
No 6084

1172 Dft not please
for 2/4/47



Subd. with a draft endorsement

for 1/4/47



To Mr Ll le Sibbaich
The Chairman of T-Board
13780 dt 10-4-47
Endorses accordingly

OR.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

GEN & RAW DEPARTMENT 19 AUG 1946 1838 M 304

E & G BRANCH 28

CHIEF SECRETARY 14 AUG 1946 MYSORE GOVT. OF MYSORE

O.KB. Mysore 13 5 7

Chief Secretary Mysore

Government Bangalore

Pray withhold approval of additional Twenty feet Site gifted to Bahusar Kshetriya Socials institute Mysore Devaraja Market Mysore

Repeat

The number of entries at the beginning of this telegram is the number of telegrams booked in serial number order on the date of foreign telegram (b) the foreign date, the station (if any) and number of words.

This form must accompany any enquiry respecting this telegram.

MGIPFAh—

PTO

Refer

...DIAN POSTS AND TELEGRAPHS DE... ENT

1838

Mysore by the City Improvement Trust Board mysore as there is a Prage agreement to sell in my favour and matter is for civil court

M K Subbaiah, Trust merchant, Mysore

The sequence of entries at the beginning of this telegram — i.e. of telegram number (in the case of foreign telegrams) office, date, etc. — identifies the serial number of words.

This claim must accompany any enquiry respecting this telegram.

Memo no L 3217/46 dated 6 9 46

Forwarded with enclosure, to the

Chairman, City Improvement Trust Board,

Bangalore for report

The petition received from the Lady is also enclosed for reference and return along with Your report

Office Of The Chairman
BB
7 SEP 1946
City Improvement Trust Board

Sept 01/9 46

Sept 23/9 46

Asst Revenue Officer

Ml 126-46-
OFFICE OF THE MINISTER

POSTS AND TELEGRAPHS DEPARTMENT

OFFICE OF THE MINISTER
FOR INFORMATION & P &
Date. 14-8-46
No. P 285

1338

14/8/46

Rev fees

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegram only), office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram.

MGIPPAb.

Wl 126-46-

OFFICE OF THE MINISTER

C.R.

No. 109

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

BAIL OFFICE 17 AUG 46 S.T.O.

institute mysore near devaraj
market mysore by the
-city improvement trust board
mysore as there is.
a prior agreement to
-sell in my favour-
and the matter is
for civil court to legal
notice issued to board
z m k subbaiah fruit

The sequence of entries with beginning of this telegram is—class of telegram time handed in, serial number (with ass ff ng tel m o ly) office of gin, dst service instructions (if any) and number of w ds.

This form must accompany any enquiry respecting this telegram.

Ml 126-46

(By Regd Post 26/8/46)

OFFICE OF THE MINISTER FOR AGRICULTURE
AUG 26 1946
No 248

BRANCH 31 AUG 1946 POST

From

M K Subbiah,
Fruits Merchant and Commission Agent,
Residing at 1922, Kotwal Ramiah Street,
Sri Rampet, Devaraja Mohalla,
Mysore

To

The Honourable Minister
for Local Self-Government
of Mysore,
Bangalore

Respected Sir,

I, the petitioner above-named most respectfully beg to state as follows -

1 At a public auction held by the City Municipality, Mysore, in the month of May, 1945, I purchased for Rs 375/- the right of collecting cart-tax at the orange and cocoanut cart-stands, near Kotwal Ramiah Street, Devaraja Mohalla, Mysore City, till the end of June 1946 and my bid was duly confirmed as per endorsement issued to me by the Municipality in this behalf on 22-5-1945

2 After the confirmation of my bid as aforesaid I continued uninterruptedly collecting cart-taxes on the respective cart-stands till about the month of October, 1945, and with some interruption on account of the acts of the Municipality and the City Improvement Trust Board which will be detailed below till the end of March 1946

3 That by the end of the month of November, 1945, the City Improvement Trust Board in whom the ownership of the carts-stand area vests made a gift of the entire cocoanut cart-stand area leaving a space of 20 feet to the Northern end of the Stand and behind my fruits Godown to a 'Social Club called "The Bahusar Kshatriya Socials Institute, Mysore" inspite of the protests I made with the present Chairman City Improvement Trust Board, Mysore and who is also the President of the City Municipal Council, Mysore and inspite of my subsisting right of collecting cart-taxes on the

area in view of my aforesaid lease The Bahusar Club was first given 20 feet site Then an additional grant of 20 feet was given to make up the site to 40 feet Then again a further 20 feet was given to make up 60 feet Now the remaining 20 feet area as aforesaid is also being allotted by the Trust Board

4 That when I protested at the very beginning against the high handed action of the President, City Municipal Council cum Chairman, City Improvement Trust Board, Mysore, the Chairman cum President City Municipality who is a dual personality in one person (Mr Ramachandra Rao Bambhore) who was at the spot in connection with the granting of the site to the aforesaid Social Institute and at the time of performing the ceremony of the laying of the foundation-stone of the club buildings, promised me that he would grant me the vacant site of 20 feet to the North of the area as aforesaid and behind my fruits go-down for a reasonable price as compensation for the loss that I have suffered by the grant of the site to the Socials Institute inspite of the subsisting lease of the site in my favour if the buildings were to be commenced before the expiry of the period of lease in my favour, namely end of June 1946

5 That contrary to the understanding, and as expected, the club Buildings were commenced by about the end of the month of March 1946 As a result of the raising of the building on the area I have suffered a damage of Rs 600/- due to loss of business I have issued a Notice to the President, City Municipality, Mysore, to make good the loss I have not yet been replied

6 After the Socials Institute began its building work, I requested the Chairman, City Improvement Trust Board, Mysore cum President, City Municipality, Mysore, in person and through petitions to sell me the aforesaid 20 feet of the cocoanut cart-stand area just behind my go-down for any reason

ble price as it would be more convenient for me to use my property and it was also in keeping with the Bye-law of the Board which enjoins that adjacent sites are generally to be given to the owners of buildings next to them to facilitate them to enjoy their property better

7 That ignoring all my requests and the promise made to me to sell the aforesaid 20 feet site, the Chairman (Mr Ramachandra Rao Bambhore,) who belongs to the same community as the members of the Bahusara Kshatriyas' Socials Institute, Mysore, seem to have prevailed upon the members of the Trust Board Committee and has procured for the Institute the last bit of 20 feet land also and has issued an endorsement to me after my Notice to the President, City Municipality to pay damages, that my prayer for the grant of 20 feet of the aforesaid area cannot be granted and that I may apply for a separate site as per the Trust Board Endorsement No B-3, S R 1669/45-46 dated 8/9-8-1946

8 That after the receipt of the above endorsement from the City Improvement Trust Board, Mysore, I have issued a legal Notice to the Chairman, City Improvement Trust Board, Mysore on 13-8-1946 to abide by the agreement to sell the said 20 feet area in my favour and I have offered to purchase the said bit of the land for Rs 500/- or any reasonable price It is learnt that the resolution the City Improvement Trust Board, Mysore, granting the aforesaid 20 feet of the land to the Socials Institute is now sent up for approval by the Government I have also sent Telegrams to the Chief Secretary to the Government of Mysore on 13-8-1946 and to the Dewan Saheb and the Honourable Minister for Local Self-Government on 14-8-46, praying with-holding of the approval of the above grant under the circumstances

9 Under the foregoing circumstances, I very humbly pray that the City Improvement Trust Board, Mysore, may be

directed to revise their view to grant the site to the Bahusar Socials Institute and to sell the site to me for any price I pray that the City Improvement Trust Board may be graciously advised not to give me the unpleasant opportunity of suing it in a court of law for the specific performance of the contract of sale entered into by its Chairman with me I also beg to assure you Sir, that if I am given the said site for Rs 500/- or any reasonable price, I will not worry myself of the loss I have incurred by the breach of the contract of lease in my favour by the City Municipality as stated above I pray that my humble request may be kindly granted for which act of kindness I remain ever grateful to you I pray for a kind line by way of reply

I beg to remain,

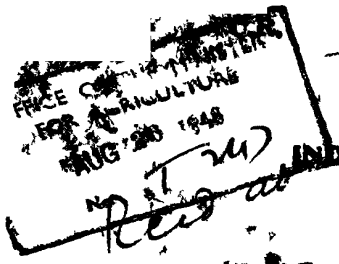
Respected Sir,

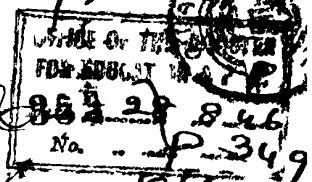
Your most obedient servant,

Mysore,

Dated 22-8-1946 23

Fruits Merchant & Commission Agent





INDIAN POSTS AND TELEGRAPHS DEPARTMENT

O TA Mysore Collectorate 23 5 26

Honourable Minister Local Self Government in Mysore Bangalore

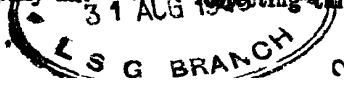
Pray Perusal my Telegram dated Thirteen inst Mysore City Improvement Trust Board is aggressive Pray Relief Regarding ~~Site~~ Site To Bathe Kshatriya Club against my Request Pray Intimate Trust Board detailed Petition Posted Today

z m k Subbaiah fruits merchant mysore

The sequence of entries at the beginning of this telegram is the office serial number (in the case of foreign telegrams only), office of origin, date, service instructions (if any) and number of words.

This form must accompany any reporting this telegram.

MGIPAB—



MR 126-46-2

SEN & G 1665 28 AUG 1946 S G BRANCH

From

M K Subbiah,
Fruits Merchant and Commission Agent,
Residing at 1922, Kotwal Ramiah's St
Sri Rampet, Devaraja Mohalla,
Mysore

67

To

CHIEF SECRETARY Revenue 27 AUG 1946 OUT MYSORE

The Chief Secretary,
with the Government of Mysore
Bangalore

Respected Sir,

I, the petitioner above-named most respectfully beg to state as follows:-

1 At a public auction held by the City Municipality, Mysore, in the month of May, 1945, I purchased for Rs 375/- the right of collecting cart-tax at the orange and cocoanut cart-stands, near Kotwal Ramiah Street, Devaraja Mohalla, Mysore City till the end of June 1946 and my bid was duly confirmed as per endorsement issued to me by the Municipality in this behalf on 22-5-1945

2 After the confirmation of my bid as aforesaid I continued uninterruptedly collecting cart-taxes on the respective cart-stands till about the month of October, 1945, and with some interruption on account of the acts of the Municipality and the City Improvement Trust Board which will be detailed below till the end of March 1946

That by the end of the month of November, 1945, the City Improvement Trust Board in whom the ownership of the carts-stand area vests made a gift of the entire cocoanut cart-stand area leaving a space of 20 feet to the Northern end of the Stand and behind my fruits Godown to a 'Social Club called "The Bahusar Kshatriya Socials Institute, Mysore' inspite of the protests I made with the present Chairman, City Improvement Trust Board, Mysore and who is also

the President of the City Municipal Council, Mysore and inspite of my subsisting right of collecting cart-taxes on the area in view of my aforesaid lease The Bahusar Club was first given 20 feet site Then an additional grant of 20 feet was given to make up the site to 40 feet Then again a further 20 feet was given to make up 60 feet Now the remaining 20 feet area as aforesaid is also being allotted by the Trust Board

4 That when I protested at the very beginning against the high handed action of the President, City Municipal Council cum Chairman, City Improvement Trust Board, Mysore, the Chairman cum President City Municipality who is a dual personality in one person (Mr Ramachandra Rao Bambhore) who was at the spot in connection with the granting of the site to the aforesaid Social Institute and at the time of performing the ceremony of the laying of the foundation stone of the club buildings, promised me that he would grant me the vacant site of 20 feet to the North of the area as aforesaid and behind my fruits go-down for a reasonable price as compensation for the loss that I have suffered by the grant of the site to the Socials Institute inspite of the subsisting lease of the site in my favour if the buildings were to be commenced before the expiry of the period of lease in my favour, namely end of June 1946

5 That contrary to the understanding, and as expected, the club Buildings were commenced by about the end of the month of March 1946 As a result of the raising of the building on the area I have suffered a damage of Rs 600/- due to the loss of business I have issued a Notice to the President, City Municipality, Mysore, to make good the loss I have not yet been replied

6 After the Socials Institute began its building work, I requested the Chairman, City Improvement Trust Board, Mysore cum President, City Municipality, Mysore in person

and through petitions to sell me the aforesaid 20 feet of the cocoanut cart-stand area just behind my go-down for any reasonable price as it would be more convenient for me to use my property and it was also in keeping with the Bye-law of the Board which enjoins that adjacent sites are generally to be given to the owners of buildings next to them to facilitate them to enjoy their property better

7 That ignoring all my requests and the promise made to me to sell the aforesaid 20 feet site, the CHAIRMAN (Mr Ramachandra Rao Bambhore,) who belongs to the same community as the members of the Bahusara Kashatriyas' Social Institute, Mysore, seem to have prevailed upon the members of the Trust Board Committee and has procured for the Institute the last bit of 20 feet land also and has issued an endorsement to me after my Notice to the President, City Municipality to pay damages, that my prayer for the grant of 20 feet of the aforesaid area cannot be granted and that I may apply for a separate site as per the Trust Board Endorsement No B-3, S R 1669/45-46 dated 8/9-8-1946

8 That after the receipt of the above endorsement from the City Improvement Trust Board, Mysore, I have issued a legal Notice to the Chairman, City Improvement Trust Board, Mysore on 13/8/1946 to abide by the agreement to sell the said 20 feet area in my favour and I have offered to purchase the said bit of the land for Rs 500/- or any reasonable price It is learnt that the resolution the City Improvement Trust Board, Mysore, granting the aforesaid 20 feet of the land to the Social Institute is now sent up for approval by the Government I have also sent Telegrams to the Chief Secretary to Government of Mysore, on 13-8-1946 and to the Dewan Saheb and the Honourable Minister for Local Self-Government on 14-8-46, praying with-holding of the approval of the above grant under the circumstances

9 Under the foregoing circumstances, I very humbly

pray that the City Improvement Trust Board, Mysore, may be directed to revise their view to grant the site to the Bahusar Socials Institute and to sell the site to me for any price I pray that the City Improvement Trust Board may be graciously advised not to give me the unpleasant opportunity of suing it in a court of law for the specific performance of the contract of sale entered into by its Chairman with me I also beg to assure you Sir, that if I am given the said site for Rs 500/- or any reasonable price, I will not worry myself of the loss I have incurred by the breach of the contract of lease in my favour by the City Municipality as stated above I pray that my humble request may be kindly granted for which act of kindness I remain ever grateful to you I pray for a kind line by way of reply

I beg to remain,
Respected Sir,
Your most obedient servant,

Mysore,
Dated: 22nd Aug 1946 Fruits Merchant & Commission Agent

23

No B3 C-S G 73/46-47 Enclosure copy of a note

Office of the Chairman
City Improvement Trust Board,

Mysore dated 28th February 1947

From R RAMACHANDRA RAO BHOMBORE, Esq, B A,
Chairman City Improvement Trust Board
Mysore

To J B MALLARADHYA, Esq, M A,
Secretary to the Government of
His Highness the Maharaja of Mysore
Revenue Department, Bangalore

Sir,

With reference to your Memo No L 3317 dated the 6th September 1946 forwarding for a report the telegraphic application received from one Mr L K Subbiah in the matter of granting a vacant space 20 feet wide by the side of his house to the Bhavasara Kshatriya Social Institute, Mysore, I have the honour to state that the applicant having similarly addressed the Dewan of Mysore, in this behalf, the Private Secretary had called for a detailed note A clear note on the several points was prepared and submitted for being placed before the Dewan Sahib for his kind perusal A copy of the note submitted is sent herewith for the information of Government The telegram and its enclosures received with the memo under reference are also sent herewith

I have the honour to be,

Sir,

Your most obedient servant,

Chairman

CITY IMPROVEMENT TRUST BOARD MYSORE

MYSORE

Dated 26th February 1947

NOTE

Subject - Re: the vacant site between Mr M K Subbiah's shop and the Bhavasara Kshatriva Social Institute, in Devaraj Mohalla

---

The bit of land in question measuring 20' x 36' is shown in red in the enclosed sketch It was a Trust Board land being used by public for committing nuisance Mr M K Subbiah, owner of the Kalige (shop) adjoining this site towards north and also the President, Bhavasara Kshatriya Social Institute, under construction towards south of this site requested for the grant of the land Both the representations were considered by the Board on 30th July 1946 and the spot was inspected by the Members The Board resolved that Mr M K Subbiah may be informed that the land asked for cannot be granted and that he may apply to the Chairman for some other site, and sanctioned the site to the said Social Institute as it was more useful and necessary for their building Action was taken in accordance with the Board resolution

Mr M K Subbiah has stated that the right of collecting cart tax on the land under reference was leased out to him by the Municipality and that by sale of this land otherwise he sustained heavy loss, and to make up this loss that he was promised this 20 feet of land All this is not true The land under reference is Trust Board property and was not leased out to him nor was this land promised to him at any time

(Sd) R Ramachandra Rao Bhonbore
Chairman

" Copy "

Chairman

HRS/4

27/2/47

Lo 13790 / WL 126-46-25
Endorsement granted to 10/4/47.

Mr M K Subbaiah.

Fruits merchant and Commission Agent
1922- Kotwal Ramaiah Street -
Sri Ramesh Devaraja Mohalla -
Mysore

In reply to his petition dated 23-8-46
addressed to the Minister for Education, requesting
that the vacant land measuring 20' x 36'
between his site and the Bhavasara Kshatriya
Social Institute in Devaraja Mohalla - Mysore -
be granted to him, the Hon'ble Minister informed that Govt
cannot interfere in the matter

Sd
for Rev Secy

Lo 13791 10/4/47

Memo to

Copy w c to the Chairman, C & T Board -
Mysore, for information with reference to his
letter No B3 CS-9 73/46-47 d 27-2-47

Sd
for Rev Secy